



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

ORDINANCE 07 - 3

BILL 91 (2006), CD1

## A BILL FOR AN ORDINANCE

RELATING TO MOTOR VEHICLES.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. The purpose of this ordinance is to address dangerous motor vehicles parked near schools.

More specifically, this ordinance prohibits the parking of a motor vehicle dangerous to students near a preschool, kindergarten, elementary, intermediate, middle secondary, or high school. This ordinance also requires the department of customer services to tow away such a motor vehicle within 24 hours of its citation by a police officer.

SECTION 2. Chapter 15, Revised Ordinances of Honolulu 1990, is amended by adding a new section to Article 13 to be appropriately designated and to read as follows:

**"Sec. 15-13. Prohibition on parking a dangerous motor vehicle near preschool, kindergarten, elementary, intermediate, middle secondary, or high school.**

(a) No motor vehicle shall be parked on any public roadway at anytime in a school zone of any public or private preschool, kindergarten, elementary, intermediate, middle secondary, or high school when:

(1) Any exterior part of the motor vehicle is broken, exposed, or protruding that is sharp, pointed, or jagged; or

(2) Any windshield or window of the motor vehicle is broken or shattered; or

(3) Any door is opened or unlocked, or any window opened that would permit access to the interior of the vehicle having broken or damaged parts that are sharp, pointed, or jagged.

"School zone" shall have the same meaning as defined in Section 15-2.21, Revised Ordinances of Honolulu.

"School" shall have the same meaning as provided in Hawaii Revised Statutes Section 712-1249.6.



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A person who violates this subsection shall be fined at least \$100, but not more than \$500.

- (b) When a police officer determines that a motor vehicle is parked in violation of subsection (a), the police officer may issue a summons or citation to the motor vehicle and immediately notify the department of customer services.

Upon receipt of the notice from the police, the department of customer services shall remove the cited motor vehicle or cause it to be removed as soon as possible, but within 24 hours of receipt of the notice. If, however, the department of customer services for some reason cannot remove or cause the removal of the motor vehicle within the 24-hour period, the department of customer services shall remove it as soon as possible thereafter.

- (c) Section 15-13.9(b), (c), and (d) shall apply when a motor vehicle is removed in accordance with this section."

SECTION 3. Section 15-13.10 ("Authority to dispose of unclaimed vehicles"), is amended by amending subsection (a) to read as follows:

- "(a) The director of [finance] customer services is authorized and empowered to dispose of vehicles which have been taken into custody by the chief of police or director of [finance] customer services or their authorized subordinates as prescribed in Section 15-13.9 [of this chapter.] or Section 15-13. \_\_\_\_. Such vehicle may be disposed of in accordance with HRS Section 290-10."

SECTION 4. Ordinance material to be repealed is bracketed. New material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets, the bracketed material, or the underscoring.



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SECTION 5. This ordinance shall take effect upon its approval.

INTRODUCED BY:

Donovan Dela Cruz (BR)

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DATE OF INTRODUCTION:

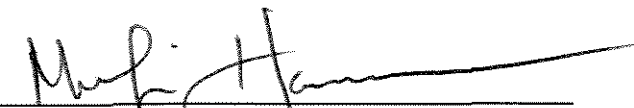
December 13, 2006  
Honolulu, Hawaii

\_\_\_\_\_  
Councilmembers

APPROVED AS TO FORM AND LEGALITY:

  
Deputy Corporation Counsel

APPROVED this 8th day of March, 2007.

  
MUFU HANNEMANN, Mayor  
City and County of Honolulu

(OCS/020507/ct)

CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
CERTIFICATE

ORDINANCE **07 - 3**

**BILL 91 (2006), CD1**

Introduced: 12/13/06 By: DONOVAN DELA CRUZ (BY REQUEST)

Committee: TRANSPORTATION

Title: A BILL FOR AN ORDINANCE RELATING TO MOTOR VEHICLES.

Links: [BILL 91 \(2006\)](#)  
[BILL 91 \(2006\), CD1](#)  
[CR-26](#)

|                        |             |  |
|------------------------|-------------|--|
| COUNCIL                | 12/22/06    | BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON TRANSPORTATION AND PLANNING.                                    |
|                        | APO Y       | CACHOLA Y DELA CRUZ Y DJOU Y GARCIA Y  |
|                        | KOBAYASHI Y | MARSHALL Y OKINO Y TAM Y   |
| CC-006(07)             | 01/02/07    | RE-REFERRAL TO TRANSPORTATION COMMITTEE FROM TRANSPORTATION AND PLANNING COMMITTEE.                                    |
| TRANS                  | 01/11/07    | CR-26 (2007) - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.        |
| PUBLISH                | 01/13/07    | PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-BULLETIN.   |
| COUNCIL/PUBLIC HEARING | 01/24/07    | BILL PASSED SECOND READING, CR-26 (2007) ADOPTED, PUBLIC HEARING CLOSED AND BILL REFERRED TO TRANSPORTATION COMMITTEE. |
|                        | APO Y       | CACHOLA Y DELA CRUZ Y DJOU Y GARCIA Y  |
|                        | KOBAYASHI Y | MARSHALL Y OKINO Y TAM E   |
| PUBLISH                | 02/10/07    | SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-BULLETIN.   |
| TRANSPORTATION         | 02/08/07    | CR-64 (2007) - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING AS AMENDED IN CD1 FORM.                     |
| COUNCIL                | 02/21/07    | BILL PASSED THIRD READING, AS AMENDED (CD1), AND CR-64 (2007) ADOPTED. (BILL 91, CD1)                                  |
|                        | APO Y       | CACHOLA Y DELA CRUZ Y DJOU Y GARCIA Y  |
|                        | KOBAYASHI Y | MARSHALL Y OKINO Y TAM Y   |

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.

  
DENISE C. DE COSTA, CITY CLERK

  
BARBARA MARSHALL, CHAIR AND PRESIDING OFFICER